

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION**

RUEBEN RAY SMITHERMAN,)
)
 Plaintiff,)
)
 v.) **CASE NO. 2:05-cv-1222**
)
 PENNSYLVANIA LIFE INSURANCE)
 COMPANY, individually and as successor)
 in interest to EXECUTIVE FUND LIFE)
 INSURANCE COMPANY,)
)
 Defendant.)

JOINT STIPULATION OF DISMISSAL

COME NOW, Plaintiff Rueben Ray Smitherman and Defendant Pennsylvania Life Insurance Company, individually and as successor in interest to Executive Fund Life Insurance Company, in the above-styled case and jointly request that this Court dismiss this case and all claims related thereto with prejudice, each party to bear its own costs.

/s/ **J. Matthew Stephens**

J. Matthew Stephens
One of the Attorneys for Plaintiff Rueben
Ray Smitherman

OF COUNSEL

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/s/ Will A. Smith

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the above and foregoing has been served upon the following listed person(s) by electronic mail and/or CM/ECF notification, this the 24 day of January, 2007.

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